

Serial No. 10/773,250

Attorney Docket # 2270-001

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

APPLICANT: Michael J. ALBERTS.

ART UNIT: 2116

SERIAL NO. : 10/773,250 :

Examiner: Ernesto GARCIA

FILED: February 9, 2004

TITLE: MODULAR STACKABLE FENCE APPARATUS

September 19, 2006

U. S. Commissioner of Patents and Trade-Marks  
P.O. Box 1450  
ALEXANDRIA, VA 22313-1450  
U.S.A.

**Via Facsimile to Technology Center 2116 (After Final) 1-571-273-8300**

Sir:

**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT**

This amendment is responsive to the Examiner's ADVISORY action dated September 15, 2006 and due October 15, 2006 without penalty.

Applicant wishes to thank the Examiner for forwarding the missing Notice of Non-Compliant Amendment by facsimile.

*Do not  
Enter  
E.L. 9/22/06  
DPS*